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# TRANSMITTAL		Filing Date	07/28/2003		
FORM		First Named Inventor	ROBINSON		
(to be used for all correspondence after initial fi	iling)	Art Unit			
		Examiner Name			
Total Number of Pages in This Submission		Attorney Docket Number	CG-1049CIP (CG-11	17)	
	ENCL	OSURES (Check all that	t apply)		
Fee Transmittal Form		Drawing(s)	to Ap	Technolo peal Co	rance communication ogy Center (TC)
Fee Attached		Petition	Ap	peal Co	and Interferences mmunication to TC
Amendment/Reply		Petition to Convert to a	1		tice, Brief, Reply Brief)
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Certified Copy of Priority Document(s)	Remar	ks	- '		
Response to Missing Parts/ Incomplete Application					
Response to Missing Parts under 37 CFR 1.52 or 1.53					
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Alexandria, VA, United States of America

In re

Application

of

Robinson et al.

Serial No.:

10/628,599

Filed:

07/28/2003

For:

Closure for a Retort Processed

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<u>INFORMATION DISCLOSURE STATEMENT UNDER 1.97(b)</u>

Commissioner of Patents and Trademarks P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR §1.56, the references listed below are being brought to the attention of the Examiner for consideration in connection with the examination of the above identified patent application. A copy of the cited references is enclosed.

U.S. REFERENCES CITED:

Patent	Inventor	<u>Date</u>
2002/0162818	Williams	November 7, 2002
6,276,543	German et al.	August 21, 2001
6,265,083	Tanizaki et al.	July 24, 2001
6,235,822	Whetten et al.	May 22, 2001
6,231,975	Kong et al.	May 15, 2001
6,202,871	Kelly	March 20, 2001
5,997,968	Dries et al.	December 7, 1999

Patent	<u>Inventor</u>	<u>Date</u>
5,992,661	Zumbuhl	November 30, 1999
5,973,077	Kan et al.	October 26, 1999
5,882,789	Jones et al.	March 16, 1999
5,851,640	Schuhmann et al.	December 22, 1998
5,837,369	Grunberger et al.	November 17, 1998
5,785,195	Zwemer et al.	July 28, 1998
5,773,136	Alder et al.	June 30, 1998
5,626,929	Stevenson	May 6, 1997
5,533,622	Stockley III et al.	July 9, 1996
5,500,265	Ambroise et al.	March 19, 1996
5,492,757	Schuhmann et al.	February 20, 1996
5,447,792	Brandt et al.	September 5, 1995
5,302,442	O'Brien et al.	April 12, 1994
5,178,293	Suzuki et al.	January 12, 1993
5,175,035	Pinsolle et al.	December 29, 1992
5,160,767	Genske et al.	November 3, 1992
5,151,317	Bothe	September 29, 1992
5,110,642	Genske	May 5, 1992
5,093,164	Bauer et al.	March 3, 1992
5,092,469	Takata et al.	March 3, 1992
5,071,686	Genske et al.	December 10, 1991
5,069,355	Matuszak	December 3, 1991
5,061,532	Yamada	October 29, 1991
5,023,121	Pockat et al.	June 11, 1991
5,011,719	Gehrke et al.	April 30, 1991
5,006,384	Genske	April 9, 1991
5,002,811	Bauer et al.	March 26, 1991
4,896,783	Leoncavallo et al.	January 30, 1990
4,894,266	Bauer et al.	January 16, 1990
4,881,649	Hsu et al.	November 21, 1989
4,842,951	Yamada et al.	June 27, 1989
4,722,447	Crisci	February 2, 1988
4,705,188	Rahn	November 10, 1987
4,638,913	Howe, Jr.	January 27, 1987
4,625,875	Carr et al.	December 2, 1986
4,392,579	Uhlig et al.	July 12, 1983
4,358,919	Hirota et al.	November 16, 1982
4,280,653	Elias	July 28, 1981
3,879,492	Bontinick	April 22, 1975

FOREIGN REFERENCES CITED:

Patent WO 90/09935 Patentee or Applicant Minnesota Mining and Manufacturing <u>Date</u> September 7, 1990

Certification Under 37 CFR §1.97(b)

This information is being submitted before a first Office Action on the merits. As such, no fee is due for its submission.

Respectfully submitted,

James E. Cole, Reg. No. 50,530 MIDDLETON REUTLINGER 2500 Brown & Williamson Tower Louisville, Kentucky 40202

ph. (502) 584-1135

Date: October 22, 2003

Encl: Form PTO/SB/21; PTO/SB/08A (including a copy of the references); Return postcard for evidencing receipt of above items

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SCHUHMANN et al.

BRANDT et al.

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Sheet 1

PERTS 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

^{US-} 5,492,757

^{US-} 5.447.792

of 3

Application Number	10/628,599	
Filing Date	07/28/2003	
First Named Inventor	ROBINSON	
Art Unit		
Examiner Name		

Complete if Known

U. S. PATENT DOCUMENTS Examiner **Document Number** Publication Date Name of Patentee or Pages, Columns, Lines, Where Initials* MM-DD-YYYY Applicant of Cited Document Relevant Passages or Relevant Number-Kind Code^{2 (if known)} Figures Appear ^{US-} 2002/0162818 11-07-2002 **WILLIAMS** ^{US-} 6,276,543 08-21-2001 GERMAN et al. US-6,265,083 07-24-2001 TANIZAKI et al. US- 6,235,822 05-22-2001 WHETTEN et al. ^{US-} 6.231,975 05-15-2001 KONG et al. ^{ŪS-} 6,202,871 03-20-2001 KELLY ^{US-} 5,997,968 12-07-1999 DRIES et al. ^{US-} 5,992,661 11-30-1999 ZUMBUHL US-5.973,077 10-26-1999 KAN et al. ^{US-} 5,882,789 03-16-1999 JONES et al. US-5,851,640 12-22-1998 SCHUHMANN et al. ^{US-} 5,837,369 GRUNBERGER et al. 11-17-1998 ^{US-} 5.785,195 07-28-1998 ZWEMER et al. US- 5,773,136 06-30-1998 ALDER et al. US- 5,626,929 05-06-1997 STEVENSON US-5,533,622 07-09-1996 STOCKLEY, III et al. ^{US-} 5.500,265 AMBROISE et al. 03-19-1996

		FORE	IGN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T ⁶
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Sheet 2

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number	10/628,599	
Filing Date	07/28/2003	
First Named Inventor	ROBINSON	
Art Unit		
Examiner Name		

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	T 6::			DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ² (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		^{US-} 5,302,442	04-12-1994	O'BRIEN et al.	
		^{US-} 5,178,293	01-12-1993	SUZUKI et al.	
		^{US-} 5,175,035	12-29-1992	PINSOLLE et al.	
		^{US-} 5,160,767	11-03-1992	GENSKE et al.	
		^{US-} 5,151,317	09-29-1992	BOTHE	
		^{US-} 5,110,642	05-05-1992	GENSKE	
		^{US-} 5,093,164	03-03-1992	BAUER et al.	
		^{US-} 5,092,469	03-03-1992	TAKATA et al.	
		^{US-} 5,071,686	12-10-1991	GENSKE et al.	
		^{US-} 5,069,355	12-03-1991	MATUSZAK	
		^{US-} 5,061,532	10-29-1991	YAMADA	
		^{US-} 5,023,121	06-11-1991	POCKAT et al.	
		^{US-} 5,011,719	04-30-1991	GEHRKE et al.	
		^{US-} 5,006,384	04-09-1991	GENSKE	
		US- 5,002,811	03-26-1991	BAUER et al.	
		^{US-} 4,896,783	01-30-1990	LEONCAVALLO et al.	
		^{US-} 4,894,266	01-16-1990	BAUER et al.	
		^{US-} 4,881,649	11-21-1989	HSU et al.	
		^{US-} 4,842,951	06-27-1989	YAMADA et al.	

		FORE	IGN PATENT DOCU	MENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
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Sheet 3

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Complete if Known				
Application Number	10/628,599			
Filing Date	07/28/2003			
First Named Inventor	ROBINSON			
Art Unit				
Examiner Name				
Attorney Docket Number	CG-1049CIP (CG-1117)			

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (# known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		^{US-} 4,722,447	02-02-1988	CRISCI	
		^{US-} 4,705,188	11-10-1987	RAHN	
		^{US-} 4,638,913	01-27-1987	HOWE, JR.	
		^{US-} 4,625,875	12-02-1986	CARR et al.	
		^{US-} 4,392,579	07-12-1983	UHLIG et al.	
		^{US-} 4,358,919	11-16-1982	HIROTA et al.	
		^{US-} 4,280,653	07-28-1981	ELIAS	
		^{US-} 3,879,492	04-22-1975	BONTINICK	
		US-			

FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	۲۴			
		Country Code ^{3 -} Number ^{4 -} Kind Code ⁵ (if known)							
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Signature		Considered	

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